

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

Tia Workman, Ryan Workman v. United States of America

Case Number	30C01-2105-CT-000787
Court	Hancock Circuit Court
Type	CT - Civil Tort
Filed	05/28/2021
Status	05/28/2021 , Pending (active)

Parties to the Case

Defendant United States of America

Address c/o US Atty General, US Dep. of Justice
950 Pennsylvania Ave NW
Washington, DC 20530-0001

Plaintiff Workman, Tia

Address c/o Foley & Small
1002 E Jefferson Blvd
South Bend, IN 46617

Attorney Edmond W Foley
#852571, Retained
1002 E Jefferson Blvd.
South Bend, IN 46617
574-288-7676(W)

Plaintiff Workman, Ryan

Address 1002 E. Jefferson Blvd.
South Bend, IN 46617

Attorney Edmond W Foley
#852571, Retained
1002 E Jefferson Blvd.
South Bend, IN 46617
574-288-7676(W)

Chronological Case Summary

05/28/2021 **Case Opened as a New Filing**

05/28/2021 **Appearance Filed**

Appearance

For Party: Workman, Tia

For Party: Workman, Ryan

File Stamp: 05/28/2021

05/28/2021 **Subpoena/Summons Filed**

Summons

Filed By: Workman, Tia

Filed By: Workman, Ryan

File Stamp: 05/28/2021

05/28/2021 **Complaint/Equivalent Pleading Filed**

Complaint

Filed By: Workman, Tia

Filed By: Workman, Ryan

File Stamp: 05/28/2021

08/02/2021 **Subpoena/Summons Filed**

Summons

Filed By: Workman, Tia

Filed By: Workman, Ryan

File Stamp: 08/02/2021

Financial Information

* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding balances shown, please contact the Clerk's Office.

Workman, Tia

Plaintiff

Balance Due (as of 08/03/2021)

0.00**Charge Summary**

Description	Amount	Credit	Payment
Court Costs and Filing Fees	157.00	0.00	157.00

Transaction Summary

Date	Description	Amount
05/28/2021	Transaction Assessment	157.00
05/28/2021	Electronic Payment	(157.00)

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STATE OF INDIANA

IN THE HANCOCK CIRCUIT COURT

COUNTY OF HANCOCK

CAUSE NO. _____

TIA and RYAN WORKMAN, Individually
and as natural parents of RYKER
WORKMAN and COLIN WORKMAN,
Minors

Plaintiffs,

v.

UNITED STATES AMERICA

Defendant.

E-FILING APPEARANCE BY ATTORNEY IN CIVIL CASE

1. The party on whose behalf this form is being filed is:
Initiating X Responding Intervening ; and the undersigned attorney and
all attorneys listed on this form now appear in this case for the following parties:
Name of Party: Neal Winer
Address of party c/o Foley & Small, 1002 E. Jefferson Blvd., South Bend, IN 46617
Telephone # of party (574) 288-7676
(List on a continuation page additional parties this attorney represents in this case).
2. Attorney information for service as required by Trial Rule 5(B)(2)
Name: Edmond W. Foley Atty. Number: 8525-71
Address: Foley & Small Phone: (574) 288-7676
1002 E. Jefferson Blvd. Fax: (574) 288-4939
South Bend, IN 46617 Email: efoley@foleyandsmall.com
Edmond Foley will only accept service by email if sent simultaneously to him and
his legal assistant, Kim Mrozinski, at kim@foleyandsmall.com.
3. This is a CT case type as defined in administrative Rule 8(B)(3).
4. There are related cases: Yes No X *(If yes, list on continuation page)*
5. There are other party members: Yes No X
6. This form has been served on all other parties and Certificate of Service is attached:
Yes No

/s/ Ed Foley
Attorney-at-law
(Attorney information shown above)

Hancock Circuit Court

S U M M O N S**IN THE HANCOCK CIRCUIT COURT****Plaintiff C** Names and Addresses

TIA and RYAN WORKMAN, Individually
and as natural parents of RYKER WORKMAN
and COLIN WORKMAN, Minors
c/o FOLEY & SMALL
1002 E. Jefferson Blvd.
South Bend, IN 46617

CAUSE NO.: _____

vs.

Defendant C Names and Addresses

UNITED STATES AMERICA
d/b/a U.S. Postal Service
c/o U. S. Attorney General
U. S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530-0001

Defendant.

TO THE ABOVE NAMED DEFENDANT OR DEFENDANTS:

You have been sued by the person(s) named "plaintiff" in the court stated above.

The nature of the suit against you is stated in the complaint which is attached to this summons. It also states the demand which the plaintiff has made and wants from you.

You must answer the complaint in writing, by you or your attorney, within twenty (20) days commencing the day after you receive this summons, (you have twenty-three (23) days to answer if this summons was received by mail), or judgment will be entered against you for what the plaintiff has demanded.

If you have a claim for relief against the plaintiff arising from the same transaction or occurrence, you must assert it in your written answer.

CLERK'S ISSUANCE

DATE 5/28/2021, 2018.

BY _____

The following manner of service is hereby designated: ☐ Registered Mail
☐ By Sheriff as provided by law. ☐ Other, as follows:

(If by mail, stamped addressed envelope with return receipt attached to be furnished by the attorney.)

ATTORNEY FOR PLAINTIFF

Edmond W. Foley, FOLEY & SMALL, 1002 E. Jefferson Blvd., South Bend, IN 46617
NAME ADDRESS

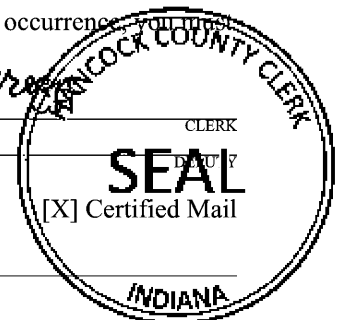
(574)288-7676
PHONE NO.

ACKNOWLEDGMENT OF SERVICE OF SUMMONS

A copy of the above summons and a copy of the complaint attached thereto was received by me at

this _____ day of _____, 20____.

Signature of Defendant



**RETURN OF SUMMONS
CERTIFICATE OF MAILING**

(If Applicable)

I hereby certify that on the _____ day of _____, 20____,
I mailed a copy of this summons and a copy of the complaint to each of the defendant(s)

by (registered or certified) mail requesting a return receipt signed by the addressee only addressed to each of said
defendant(s) _____ at the
address(s) furnished by the plaintiff.

DATED _____, 20____ BY _____
CLERK
DEPUTY

RETURN OF SERVICE OF SUMMONS BY MAIL

(If Applicable)

I hereby certify that service of summons with return receipt requested was mailed on the _____ day
of _____, 20____, and that a copy of return receipt was received on the _____ day
of _____, 20____, which copy is attached herewith.

DATED _____, 20____ BY _____
CLERK
DEPUTY

CERTIFICATE OF CLERK OF SUMMONS NOT ACCEPTED BY MAIL

(If Applicable)

I hereby certify that on the _____ day of _____, 20____,
I mailed a copy of this summons and a copy of the complaint to each of the defendant(s)

by (registered or certified) mail, and the same was returned without acceptance this _____ day of _____,
20____, and I did deliver said summons and copy of complaint to the Sheriff of Hancock County, Indiana.

DATED _____, 20____ BY _____
CLERK
DEPUTY

RETURN BY SHERIFF OR OTHER PERSON OF SUMMONS

(If Applicable)

I hereby certify that I have served the within summons:

1. By delivering on the _____ day of _____, 20____, a copy of summons and
a copy of the complaint to each of the following defendants: _____

2. By leaving on the ____ day of _____, 20____, for each of the within named
defendants _____
a copy of the summons and a copy of the complaint at the respective dwelling house or usual place of abode with _____
a person of suitable age and discretion residing therein.

3. _____ and by mailing a
copy of the summons without the complaint to _____
at _____ the last known address of defendant(s).

4. This summons came to hand this _____ day of _____, 20____.
The within named _____

was not found in my bailiwick this _____ day of _____, 20____.

MILEAGE	\$ _____	
FEES	\$ _____	SHERIFF OF HANCOCK COUNTY, INDIANA
TOTAL	\$ _____	

BY _____

STATE OF INDIANA

IN THE HANCOCK CIRCUIT COURT

COUNTY OF HANCOCK

CAUSE NO. _____

TIA and RYAN WORKMAN, Individually
and as natural parents of RYKER WORKMAN
and COLIN WORKMAN, Minors
c/o Foley & Small
1002 E. Jefferson Blvd.
South Bend, IN 46617

Plaintiffs,

v.

UNITED STATES AMERICA
d/b/a U.S. Postal Service
c/o U. S. Attorney General
U. S. Department of Justice
950 Pennsylvania Ave., NW
Washington, DC 20530-0001

Defendant.

_____ /

COMPLAINT FOR DAMAGES

Plaintiffs, Tia and Ryan Workman, individually and on behalf of Ryker Workman and Colin Workman, minors, for their claim for relief state:

1. On April 22, 2020, Plaintiff, Ryker Workman, was on a battery-operated scooter traveling in his neighborhood subdivision in Hancock County, Indiana, when he was involved in a collision with a vehicle driven by a postal worker employed by the United States Postal Service and operating within the course and scope of his employment.

2. The collision was proximately caused by the negligence of the aforesaid employee of the Defendant in the operation of his vehicle.

3. As a proximate result of the collision, Plaintiff Ryker Workman sustained physical injuries which may be permanent and suffered and continues to suffer physical and mental pain.


4. That Plaintiffs Tia and Ryan Workman sustained loss as a result of the injuries to their children Ryker Workman and Colin Workman and said damages are recoverable under I.C. 34-23-2-1.

5. Plaintiffs, Tia and Ryan Workman and Colin Workman suffered and continue to suffer emotional distress by reason of witnessing Ryker Workman being struck and dragged by the vehicle and suffered and will continue to suffer the loss of enjoyment of life with the minor son.

WHEREFORE, Plaintiffs, Tia and Ryan Workman, individually and as natural parents of Ryker Workman and Colin Workman, minors, demand judgment against the Defendant in an amount that will reasonably compensate them for the injuries and damages sustained, for the costs of this action and for all other just and proper relief in the premises and for trial by jury.

Respectfully submitted,

FOLEY & SMALL

/s/ 
Edmond W. Foley (#8525-71)
1002 East Jefferson Blvd.
South Bend, IN 46617
Telephone: (574) 288-7676
Attorneys for the Plaintiff

S U M M O N S**IN THE HANCOCK CIRCUIT COURT****Plaintiff C** Names and Addresses

TIA and RYAN WORKMAN, Individually
and as natural parents of RYKER WORKMAN
and COLIN WORKMAN, Minors
c/o FOLEY & SMALL
1002 E. Jefferson Blvd.
South Bend, IN 46617

CAUSE NO.: 30C01-2105-CT-000787

v.

Defendant C Names and Addresses

UNITED STATES AMERICA
d/b/a U.S. Postal Service
U. S. Department of Justice
10 W. Market Street, Ste. 2100
Indianapolis, IN 46204-3048

TO THE ABOVE NAMED DEFENDANT OR DEFENDANTS:

You have been sued by the person(s) named "plaintiff" in the court stated above.

The nature of the suit against you is stated in the complaint which is attached to this summons. It also states the demand which the plaintiff has made and wants from you.

You must answer the complaint in writing, by you or your attorney, within twenty (20) days commencing the day after you receive this summons, (you have twenty-three (23) days to answer if this summons was received by mail), or judgment will be entered against you for what the plaintiff has demanded.

If you have a claim for relief against the plaintiff arising from the same transaction or occurrence, you must assert it in your written answer.

CLERK'S ISSUANCE
DATE 8/2/2021

BY

J. J. Foley

CLERK

DEPUTY

The following manner of service is hereby designated: ☐ Registered Mail
☐ By Sheriff as provided by law. ☐ Other, as follows:

☒ [X] Certified Mail

(If by mail, stamped addressed envelope with return receipt attached to be furnished by the attorney.)

ATTORNEY FOR PLAINTIFF

Edmond W. Foley, FOLEY & SMALL, 1002 E. Jefferson Blvd., South Bend, IN 46617

(574)288-7676

NAME

ADDRESS

PHONE NO.

ACKNOWLEDGMENT OF SERVICE OF SUMMONS

A copy of the above summons and a copy of the complaint attached thereto was received by me at

this _____ day of _____, 20____.

Signature of Defendant

RETURN OF SUMMONS CERTIFICATE OF MAILING

(If Applicable)

I hereby certify that on the _____ day of _____, 20____, I mailed a copy of this summons and a copy of the complaint to each of the defendant(s)

_____ by (registered or certified) mail requesting a return receipt signed by the addressee only addressed to each of said defendant(s) _____ at the address(s) furnished by the plaintiff.

DATED _____, 20____ BY _____
CLERK
DEPUTY

RETURN OF SERVICE OF SUMMONS BY MAIL

(If Applicable)

I hereby certify that service of summons with return receipt requested was mailed on the _____ day of _____, 20____, and that a copy of return receipt was received on the _____ day of _____, 20____, which copy is attached herewith.

DATED _____, 20____ BY _____
CLERK
DEPUTY

CERTIFICATE OF CLERK OF SUMMONS NOT ACCEPTED BY MAIL

(If Applicable)

I hereby certify that on the _____ day of _____, 20____, I mailed a copy of this summons and a copy of the complaint to each of the defendant(s)

_____ by (registered or certified) mail, and the same was returned without acceptance this _____ day of _____, 20____, and I did deliver said summons and copy of complaint to the Sheriff of Hancock County, Indiana.

DATED _____, 20____ BY _____
CLERK
DEPUTY

RETURN BY SHERIFF OR OTHER PERSON OF SUMMONS

(If Applicable)

I hereby certify that I have served the within summons:

1. By delivering on the _____ day of _____, 20____, a copy of summons and a copy of the complaint to each of the following defendants: _____

2. By leaving on the _____ day of _____, 20____, for each of the within named defendants _____ a copy of the summons and a copy of the complaint at the respective dwelling house or usual place of abode with _____ a person of suitable age and discretion residing therein.

3. _____ and by mailing a copy of the summons without the complaint to _____ at _____ the last known address of defendant(s).

4. This summons came to hand this _____ day of _____, 20____. The within named _____

was not found in my bailiwick this _____ day of _____, 20____.
MILEAGE \$ _____
FEES \$ _____
TOTAL \$ _____

SHERIFF OF HANCOCK COUNTY, INDIANA

BY _____